

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

RAHN GREGORY THOMPSON,

Plaintiff,

v.

C. PFEIFFER, et al.,

Defendants.

No. 1:20-cv-01619 KES GSA (PC)

ORDER DIRECTING CLERK OF COURT TO
SEND FINDINGS AND
RECOMMENDATIONS TO PLAINTIFF'S
NEXT OF KIN CONSISTENT WITH
PREVIOUS COURT ORDER

(See ECF Nos. 57, 59)

PLAINTIFF'S NEXT OF KIN'S
OBJECTIONS TO FINDINGS AND
RECOMMENDATIONS, IF ANY, DUE IN
TWENTY-ONE DAYS

Plaintiff, a former state prisoner proceeding pro se and in forma pauperis, filed this civil rights action seeking relief under 42 U.S.C. § 1983. Plaintiff passed away after the filing of this matter. See ECF No. 51. As a result, in order to determine whether Plaintiff's next of kin desired to substitute into this case in Plaintiff's stead, the Clerk of Court was directed to serve all filings in this case on the identified next of kin. See ECF No. 57 at 2.

On March 4, 2025, the Court issued findings and recommendations which recommended the summary dismissal of this case. ECF No. 59. Based on the NEF on the docket, the order was sent to Mule Creek State Prison where Plaintiff was incarcerated at the time of his death. Id. As a result, on March 20, 2025, the findings and recommendations order was returned to the Court

1 marked “Undeliverable, Return to Sender, Unable to Forward, Inmate Discharged on 6/19/24
2 (Died).”

3 Based on these facts, the Court will direct the Clerk of Court to send this order, as well as
4 the findings and recommendations issued March 4, 2025, to Plaintiff’s next of kin at the address
5 on file under seal as it previously directed the Clerk of Court to do (see ECF Nos. 56, 57)
6 (SEALED EVENT with next of kin’s address; order directing all orders to be served on Plaintiff’s
7 next of kin, respectively). Thereafter, Plaintiff’s next of kin shall have twenty-one days from the
8 date of this order to file objections to the findings and recommendations issued March 4, 2025.

9 Accordingly, IT IS HEREBY ORDERED that:

10 1. The Clerk of Court shall SERVE:

11 a. A copy of this order, and

12 b. A copy of the findings and recommendations issued March 4, 2025 (ECF No. 59)

13 on Plaintiff’s NEXT OF KIN at the address filed under seal on the docket. See ECF No. 56
14 (SEALED EVENT), and

15 2. Within twenty-one days from the date of this order, Plaintiff’s next of kin shall file
16 objections to the findings and recommendations order (ECF No. 59), if any.

17 **Plaintiff’s next of kin is informed that failure to file a response to the findings and**
18 **recommendations order, will likely result in the closure of this case.**

19
20
21 IT IS SO ORDERED.

22 Dated: March 21, 2025

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE